

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) Audit Referral
) #99-13

MUR 4969

Dole for President, Inc., and)
Robert J. Dole, as treasurer;)
Republican National Committee)
and Alec Poitevint, as)
treasurer; Senator Robert J.)
Dole)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal
Election Commission executive session on February 2, 2000,
do hereby certify that the Commission decided to take the
following actions with respect to Audit Referral 99-13:

A. Failed in a vote of 3-3 to pass a motion to:

1. Open a MUR.
2. Find reason to believe that the Republican
National Committee and Alec Poitevint, as
treasurer, violated 2 U.S.C. § 441a(a)(2)(A).
3. Find reason to believe that the Republican
National Committee and Alec Poitevint, as
treasurer, violated 2 U.S.C. § 441b(a) and
11 CFR § 102.5(b).
4. Find reason to believe that the Republican
National Committee and Alec Poitevint, as
treasurer, violated 2 U.S.C. § 434(b)(4).
5. Find reason to believe that Dole for President,
Inc., and Robert J. Dole, as treasurer, violated
2 U.S.C. § 441a(f).

(continued)

6. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. § 441b(a).
7. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. §§ 441a(b)(1)(A) and 441a(f), and 26 U.S.C. § 9035(a).
8. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. §§ 434(b)(2)(C) and 434(b)(4), and 11 CFR §§ 104.13(a)(1) and 104.13(a)(2).
9. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. § 441a(f).
10. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. § 441b(a).
11. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. §§ 441a(b)(1)(A) and 441a(f), and 26 U.S.C. § 9035(a).

Commissioners Mason, Thomas, and Wold voted affirmatively for the motion. Commissioners Elliott, McDonald and Sandstrom dissented.

B. Decided by a vote of 6-0 to:

Open a MUR.

Commissioners Elliott, Mason, McDonald, Sandstrom, Thomas, and Wold voted affirmatively for the decision.

(continued)

C. Failed in votes of 3-3 to pass motions
with respect to the following
advertisements:

More Talk, Even More Talk, Surprise,
The Pledge, More, Who, Case Study,
and The Story

to:

1. Find reason to believe that the Republican National Committee and Alec Poitevint, as treasurer, violated 2 U.S.C. § 441a(a)(2)(A);
2. Find reason to believe that the Republican National Committee and Alec Poitevint, as treasurer, violated 2 U.S.C. § 441b(a) and 11 CFR § 102.5(b);
3. Find reason to believe that the Republican National Committee and Alec Poitevint, as treasurer, violated 2 U.S.C. § 434(b)(4);
4. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. § 441a(f);
5. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. § 441b(a);
6. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. §§ 441a(b)(1)(A) and 441a(f), and 26 U.S.C. § 9035(a);
7. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. §§ 434(b)(2)(C) and 434(b)(4), and 11 CFR §§ 104.13(a)(1) and 104.13(a)(2);

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8. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. § 441a(f);
9. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. § 441b(a);
10. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. §§ 441a(b)(1)(A) and 441a(f), and 26 U.S.C. § 9035(a).

Commissioners Mason, Thomas, and Wold voted affirmatively for the motions. Commissioners Elliott, McDonald, and Sandstrom dissented.

D. Failed in a vote of 3-3 to pass a motion with respect to the advertisement entitled Stripes, even though the ad was never aired, to:

1. Find reason to believe that the Republican National Committee and Alec Poitevint, as treasurer, violated 2 U.S.C. § 441a(a)(2)(A);
2. Find reason to believe that the Republican National Committee and Alec Poitevint, as treasurer, violated 2 U.S.C. § 441b(a) and 11 CFR § 102.5(b);
3. Find reason to believe that the Republican National Committee and Alec Poitevint, as treasurer, violated 2 U.S.C. § 434(b)(4);
4. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. § 441a(f);

(continued)

5. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. § 441b(a);
6. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. §§ 441a(b)(1)(A) and 441a(f), and 26 U.S.C. § 9035(a);
7. Find reason to believe that Dole for President, Inc., and Robert J. Dole, as treasurer, violated 2 U.S.C. §§ 434(b)(2)(C) and 434(b)(4), and 11 CFR §§ 104.13(a)(1) and 104.13(a)(2);
8. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. § 441a(f);
9. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. § 441b(a);
10. Find reason to believe that Senator Robert J. Dole violated 2 U.S.C. §§ 441a(b)(1)(A) and 441a(f), and 26 U.S.C. § 9035(a).

Commissioners Mason, Thomas, and Wold voted affirmatively for the motions. Commissioners Elliott, McDonald, and Sandstrom dissented.

Attest:

February 7, 2000
Date

Darlene Harris
Darlene Harris
Acting Deputy Secretary
of the Commission